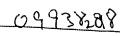


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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/938,288	08/23/2001	Gerald A. Pierson	18554F	1186
7590 04/30/2004  Jeffrey S. Whittle, Esq.			EXAMINER VARGOT, MATHIEU D	
P.O. Box 3791 Orlando, FL		1732		
,	·		DATE MAILED: 04/30/2004	

Please find below and/or attached an Office communication concerning this application or proceeding.





COMMISSIONER FOR PA UNITED STATES PATENT AND TRADEMARK ( P.O. BOX ALEXANDRIA, VA 22313

Paper No.

## Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment document filed on Orlivio is considered non-compliant because it has failed to meet the requirements of 57 CFR 1.121, as amended on June 30, 2003 (see 68 Fed. Reg. 38611, Jun. 30, 2003). In order for the amendment document to document must be resubmitted (in its entirety), e.g., the entire "Amendments to the claims" section of applicant's

amendment document must be re-submitted. 37 CFR 1.121(h).
THE FOLLOWING CHECKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:  1. Amendments to the specification:  A. Amended paragraph(s) do not include markings.  B. New paragraph(s) should not be underlined.  C. Other
2. Abstract:  A. Not presented on a separate sheet. 37 CFR 1.72.  B. Other
3. Amendments to the drawings:
<ul> <li>4. Amendments to the claims:</li> <li>A. A complete listing of <u>all</u> of the claims is not present.</li> <li>B. The listing of claims does not include the text of all claims (including withdrawn claims)</li> <li>C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified.</li> <li>D. The claims of this amendment paper have not been presented in ascending numerical order.</li> <li>E. Other:</li></ul>
For further explanation of the amendment format required by 37 CFR 1.121, see MPEP Sec. 714 and the USPTO website at <a href="http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf">http://www.uspto.gov/web/offices/pac/dapp/opla/preognotice/officeflyer.pdf</a> .
If the non-compliant amendment is a PRELIMINARY AMENDMENT, applicant is given ONE MONTH from the mail date this letter to supply the corrected section which complies with 37 CFR 1.121. Failure to comply with 37 CFR 1.121 will result non-entry of the preliminary amendment and examination on the merits will commence without consideration of the propose changes in the preliminary amendment(s). This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limits is not extendable.
If the non-compliant amendment is a reply to a NON-FINAL OFFICE ACTION (including a submission for an RCE), are since the amendment appears to be a bona fide attempt to be a reply (37 CFR 1.135(c)), applicant is given a TIME PERIOD of the order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD ARE AVAILABLE UNDER 37 CFR 1.136(a).
If the amendment is a reply to a FINAL REJECTION, this form may be an attachment to an Advisory Action. The period for status of the amendment.  The period for status of the amendment.
Legal Instruments Examiner (LIE) STIMENT Telephone No.

Rev. 10/03